

1-1 By: Lucio S.B. No. 499  
 1-2 (In the Senate - Filed February 11, 2013; February 13, 2013,  
 1-3 read first time and referred to Committee on Business and Commerce;  
 1-4 March 4, 2013, reported adversely, with favorable Committee  
 1-5 Substitute by the following vote: Yeas 9, Nays 0; March 4, 2013,  
 1-6 sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	X			
1-10	X			
1-11	X			
1-12	X			
1-13	X			
1-14	X			
1-15	X			
1-16	X			
1-17	X			

1-18 COMMITTEE SUBSTITUTE FOR S.B. No. 499 By: Lucio

1-19 A BILL TO BE ENTITLED  
 1-20 AN ACT

1-21 relating to the determination of actual damages to enable  
 1-22 compensation from the manufactured homeowners' recovery trust  
 1-23 fund.

1-24 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-25 SECTION 1. Subsection (e), Section 1201.405, Occupations  
 1-26 Code, is amended to read as follows:

1-27 (e) In determining the amount of actual damages under this  
 1-28 section, the director shall make an independent inquiry as to the  
 1-29 damages actually incurred, unless the damages have been previously  
 1-30 established through a ~~[by a]~~ contested ~~[jury]~~ trial.

1-31 SECTION 2. The change in law made by this Act applies only  
 1-32 to a complaint under Subsection (a), Section 1201.406, Occupations  
 1-33 Code, filed on or after the effective date of this Act. A complaint  
 1-34 filed before the effective date of this Act is covered by the law in  
 1-35 effect on the date the complaint was filed, and that law is  
 1-36 continued in effect for that purpose.

1-37 SECTION 3. This Act takes effect September 1, 2013.

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